

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SARA SIMMONS,

Plaintiff,

v.

THE PASSENGER VESSEL M/V  
SAFARI EXPLORER, et al.,

Defendant.

CASE NO. C10-250MJP

ORDER ON MOTION FOR LEAVE  
TO FILE AMENDED COMPLAINT  
AND REQUEST TO HOLD  
PROCESS IN ABEYANCE

The above-entitled Court, having received and reviewed

1. Plaintiff's Motion for Leave to File Amended Complaint (Dkt. No. 33)
2. Safari Explorer Charters LLC's Response to Motion to File Amended Complaint  
(Dkt. No. 34)
3. Plaintiff's Second Written Request Under Local Rule 110(b) and Supplemental  
Admiralty Rule E(3)(b) to Hold Process in Abeyance Until the Defendant Vessel  
Returns to the Western District (Dkt. No. 38)

and all attached declarations and exhibits, makes the following ruling:

1 IT IS ORDERED that the motion to amend is VACATED as unnecessary. Under CR  
2 15(a)(1), Plaintiff is entitled to amend her complaint once as a matter of right and does not need  
3 the permission of the Court.


4 IT IS ORDERED that the Clerk shall file Plaintiff's amended complaint forthwith.  
5 following ruling:

6 IT IS ORDERED, pursuant to request of Plaintiff and under F.R.C.P. Supp. Adm. Rule  
7 E(3)(a) and Local Admiralty Rule 110(b), that issuance of process in this matter shall be held in  
8 abeyance for a period of 6 months.

9 IT IS FURTHER ORDERED that Plaintiff, by no later than **May 5, 2011** shall file with  
10 the Court a status report indicating the status of the related litigation and her plans for proceeding  
11 forward with the above-entitled litigation.

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14 The clerk is ordered to provide copies of this order to all counsel.

15 Dated: November 5, 2010.

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19 Marsha J. Pechman  
United States District Judge  
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